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16 UNITED STATES OF AMERICA

17 UNITED STATES DISTRICT COURT

18 FOR THE CENTRAL DISTRICT OF CALIFORNIA

19 UNITED STATES OF AMERICA,

20 No. CR 15-341-SJO

21 Plaintiff,

22 v.
23 GOVERNMENT'S EX PARTE APPLICATION
24 TO VACATE RESTITUTION HEARING;
25 DECLARATION OF ROBYN K. BACON

26 KELLY JAMES MORROW,

27 Defendant.

28 The government hereby applies ex parte for an order vacating the
restitution hearing in the above matter currently scheduled for
October 3, 2016.

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This ex parte application is based on the attached declaration of Robyn K. Bacon.

Dated: September 27, 2016

Respectfully submitted,

EILEEN M. DECKER
United States Attorney

LAWRENCE S. MIDDLETON
Assistant United States Attorney
Chief, Criminal Division

/s/
ROBYN K. BACON
Assistant United States Attorney

Attorneys for Plaintiff
UNITED STATES OF AMERICA

DECLARATION OF ROBYN K. BACON

I, Robyn K. Bacon, declare as follows:

1. I am an Assistant United States Attorney in the United States Attorney's Office for the Central District of California. I represent the government in this case.

2. On July 29, 2016, the parties appeared before the Court for sentencing in this matter. At that time, the government requested that the Court set a restitution hearing no more than 90 days in the future in order to allow the government to identify any victims who might be seeking restitution from defendant Kelly James Morrow. The Court set a hearing for Monday, October 3, 2016.

3. The government has conducted its inquiry and determined that there are no victims seeking restitution. Accordingly, the government is requesting that the Court vacate the restitution hearing.

4. On September 27, 2016, Elizabeth Mullins, counsel for defendant, confirmed by email that defendant has no objection to vacating the restitution hearing date.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration is executed at Los Angeles, California, on September 27, 2016.

/s/

ROBYN K. BACON